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Remarks

Reconsideration of this Application is respectfully requested.

Claims 1-24 are pending in the application, with 1, 9, and 17 being the independent claims. Claims 1-24 were rejected. Claims 1, 2, 9, and 17 are sought to be amended. These changes are believed to introduce no new matter, and their entry is respectfully requested.

Based on the following remarks, Applicants respectfully request that the Examiner reconsider all outstanding objections and rejections and that they be withdrawn.

Rejections under 35 U.S.C. § 103

Claims 1-24

On page two of the Office Action, the Examiner rejected claims 1-24 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,311,058 to Wecker *et al.* (hereinafter Wecker) in view of U.S. Patent No. 6,493,758 to McLain (hereinafter McLain). Applicants respectfully traverse the rejection, and request that it be withdrawn.

As amended, claim 1 recites:

> A method of performing script operations for mobile devices, comprising the steps of: (1) sending a request for at least one object; (2) sending a list of supported script languages; (3) receiving said at least one object; and (4) receiving at least one script related to said at least one object.

The Examiner conceded that Wecker does not teach or suggest sending a list of supported script languages, and asserted that McLain teaches this limitation. According to McLain, information obtained from the mobile device includes "video display capabilities, audio display capabilities, browser capabilities, or other information related to the hardware or software." Col. 10, line 61 to Col. 11, line 32. However, "other information related to the hardware or software" is clarified to be "model or version level of hardware or software components of mobile device" on lines 3-6 of Col. 11 of McLain. Nowhere does McLain

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teach or suggest sending a list of supported script as recited in claim 1. Applicants

respectfully point out that "model or version level of hardware or software components of

mobile device" (Col. 11, lines 5-6) is not the same as a list of supported script languages that

a mobile device's hardware or software supports; the end results are substantially different.

Applicants note that Manual of Patent Examining Procedure (MPEP) § 2141.02

states, "[a] prior art reference must be considered in its entirety, i.e., as a whole, including

portions that would lead way from the claimed invention." Applicants respectfully submit

that, as a whole, the combination of McLain and Wecker (the combination) relates to a

mobile device designed for the efficient downloading of information using a single script

language, preferably visual basic. According to McLain, information regarding

characteristics or capabilities of the mobile device is used to filter content data. Col. 11, lines

13-15 of McLain. For example, if the mobile device cannot display color, then information

related to color is omitted in compliance with the information uploaded to the server from the

mobile device. Col. 11, lines 18-23. Similarly, Wecker aims to efficiently download

information to a mobile device using script files and data object files; with the script files

written in visual basic. Wecker, Col. 2, line 66 to Col. 3, line 15. The language, "[s]cripts

are preferably written in visual basic script" strongly suggests that the mobile device of

Wecker only supports one form of script languages as oppose to many script languages as

recited in claim 1. Therefore, for furthering the goal of efficiency, the combination limits the

transfer of data objects and scripts written in one form of script languages. Thus, the

combination actually teaches away from claimed invention.

As recited in claim 1, the mobile device sends "a list of supported script languages."

This feature allows the mobile device of the present invention to receive data objects and

script files written in any type of script languages such as: JavaScript, ECMAScript, Java,

Perl, Tcl, Visual Basic, and VBScript, etc. The end results are multi-platforms compatibility,

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data handling versatility, and also data transfer efficiency. For example, the mobile device of the present invention could either be uplinked to a UNIX or Windows based server without concern for compatibility issues. In yet another example, the mobile device of the present invention can receive a HTML object in VBScript and a video streaming object in JavaScript simultaneously. Accordingly, Applicants respectfully submit that neither Wecker nor McLain teaches or suggests the feature recited in claim 1.

In addition, according to Section 2143 of the Manual of Patent Examining Procedure (MPEP), to establish a *prima facie* case of obviousness, the examiner must show: (1) a suggestion or motivation, either in the reference themselves or in the knowledge generally available to one ordinary skilled in the art, to modify the reference, (2) a reasonable expectation of success, and (3) that the prior art reference teaches or suggests *all* the claim limitations. See M.P.E.P. § 2143 (emphasis added).

Applicants respectfully submit that a suggestion to send a list of supported script languages is lacking in McLain because McLain is not directed to a multiple platforms mobile device; one that is capable of reading and interpreting multiple script languages such as JavaScript, ECMAScript, Java, Perl, Tcl, Visual Basic, and VBScript, etc. Accordingly, Applicants respectfully submit that neither Wecker nor McLain teaches or suggests the features recited in claim 1. Applicants therefore submit that independent claim 1 is patentable over Wecker and McLain and request that the Examiner reconsider and withdraw the rejection of claim 1.

Furthermore, independent claims 9 and 17 are also patentable over Wecker and McLain for at least the reasons provided above, and further in view of their own features. Claims 2-8, 10-16, and 18-24 which depend from claims 1, 9, and 17, are also patentable over Wecker and McLain, alone or in combination, for at least these reasons, and further in view

of their own features. Applicants therefore request that the Examiner reconsider and
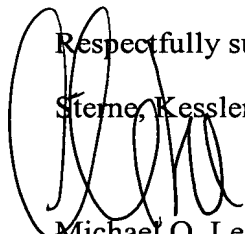
withdraw the rejection of claims 1-24.

Conclusion

All of the stated grounds of objection and rejection have been properly traversed,

accommodated, or rendered moot. Applicants therefore respectfully request that the

Examiner reconsider all presently outstanding objections and rejections and that they be

withdrawn. Applicants believe that a full and complete reply has been made to the

outstanding Office Action and, as such, the present application is in condition for allowance.

If the Examiner believes, for any reason, that personal communication will expedite

prosecution of this application, the Examiner is invited to telephone the undersigned at the

number provided.

Prompt and favorable consideration of this Amendment and Reply is respectfully

requested.

Respectfully submitted,

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